IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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WEDNESDAY, THE THIRD DAY OF AUGUST

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No.17096 OF 2005

Between:

Kotla Venkatarama Kumar & Ors. … Petitioners

Versus

The Principal Secretary,

Municipal Administration & Urban

Development, Secretariat,

Hyderabad & Ors. … Respondents

O R D E R :

This writ petition is filed questioning action of the respondents 3 and 4 in not taking action on their representations dated 21-4-2005 and 25-12-2004 respectively seeking payment of bill amounts for the works executed by the petitioners as illegal, arbitrary, unreasonable and violative of Article 14 and 300-A of the Constitution of India and consequently the respondents 3 and 4 be directed to pay the amounts due to the petitioners for the works executed by them before proceeding with Tender Notice ROC.No.3594/2004/E1 dated 20-7-2005 issued by the Commissioner, Narsapur Municipality, Narsapur, West Godavari district.

When the matter came up for admission, the learned standing counsel for the respondents took an objection with regard to the maintainability of this writ petition. Firstly, he contended that it is nothing but settlement of accounts. The petitioners seeking settlement of accounts have to approach the competent civil court.

Secondly, even if it is taken into consideration, the petitioners have not furnished relevant particulars and no details were given with regard to how he arrived to three crores of rupees, as mentioned in the writ petition.

In view of the above, I deem it appropriate to direct the petitioners to approach the concerned authority within two weeks from the date of receipt of a copy of the order and submit a detailed representation with relevant particulars in detail for consideration and passing appropriate orders. On submitting such representation by the petitioners, the respondents are directed to consider the same and pass appropriate orders on merits and in accordance with law, within ten weeks thereafter, after affording reasonable opportunity of hearing the petitioners.

With the above observation, the writ petition is disposed of at the admission stage. No costs.

AUGUST 3rd, 2005. ----------

l s L. ELIPE DHARMA RAO , J.